



STEVE COOLEY  
LOS ANGELES COUNTY DISTRICT ATTORNEY

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October 29, 2006

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**APPROVE REVISED RESOLUTION FOR THE STATE OF CALIFORNIA,  
DEPARTMENT OF JUSTICE (DOJ) SPOUSAL ABUSER PROSECUTION GRANT  
(ALL DISTRICTS) (3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Adopt the enclosed revised Resolution authorizing the District Attorney, on behalf of the County of Los Angeles, to accept funds for the thirteenth year from the State DOJ. The District Attorney's Office has been awarded \$178,186, with a required 20 percent match of \$44,547, for a total project cost of \$222,733 covering the period of July 1, 2006 through June 30, 2007.
2. Authorize the District Attorney to execute the Grant Award on behalf of the County of Los Angeles.
3. Authorize the District Attorney or his designee, on behalf of the County of Los Angeles, to serve as Project Director and to sign and approve any revisions to the Grant Award Agreement that do not increase the net County cost of the Agreement.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Due to changes to the State DOJ application process, an executed Resolution was required as part of the grant application. On August 8, 2006, the Board approved a Resolution authorizing the District Attorney to apply for and accept Spousal Abuser Prosecution Program (SAPP) grant funds. However, upon awarding the District Attorney funding for Fiscal Year (FY) 2006-07, the State DOJ is now requiring a revised Resolution which includes statements that the District Attorney has sole

independent prosecutorial discretion, that the County agrees to provide the 20 percent match required under the grant, and that liability arising out of the performance of this grant is the District Attorney and County's responsibility.

The SAPP grant allows the department to provide vertical prosecution, investigation, and witness coordination services for the most difficult family violence victim cases.

The revised Resolution has been approved as to form by County Counsel.

### **Implementation of Strategic Plan Goals**

Adopting the revised resolution will allow the District Attorney to accept SAPP grant funds which supports the County's Strategic Plan Goal No. 4, Fiscal Responsibility by securing an available revenue source at the State level. The program also supports the District Attorney's core mission to vigorously prosecute felony crime throughout the County.

### **FISCAL IMPACT/FINANCING**

The estimated cost of the program for FY 2006-07 is \$366,440. The State DOJ has awarded \$178,186, with a required 20 percent match of \$44,547 for a required project cost of \$222,733. Approximately 49 percent of the estimated program cost will be offset by the grant award. The District Attorney's Office will absorb the match of \$44,547, and the remaining program cost of \$143,707.

Funding for this program is included in the department's 2006-07 budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The State DOJ requires adoption of the enclosed revised Resolution as part of the Grant Award Agreement for FY2006-07.

### **IMPACT ON CURRENT SERVICES**

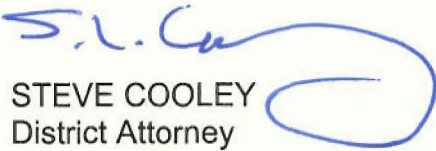
This program does not propose attorney staff augmentation. Therefore, the District Attorney's Office is not subject to the Board motion of December 15, 1998, requiring clearance with the Alternate Public Defender, Probation, Public Defender and Sheriff's Departments.

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**CONCLUSION**

Following Board approval, the Executive Officer-Clerk of the Board is requested to have two (2) adopted Board letters and two (2) Resolutions, containing original signatures available for pick up. Please call Ms. Sheri Ramirez-Garcia of our Contracts and Grants Unit at (213) 202-7667 or Ms. Mozzell Brown at (213) 202-7612 as soon as the documents are available. Any questions may be directed to Ms. Ramirez-Garcia via e-mail at [shramire@lacountyda.org](mailto:shramire@lacountyda.org).

Very truly yours,

  
STEVE COOLEY  
District Attorney

srg

c: Chief Administrative Officer  
County Counsel

**Los Angeles County Chief Administrative Office**  
**Grant Management Statement for Grants Exceeding \$100,000**

**Department:** District Attorney

**Grant Project Title and Description**

**Spousal Abuser Prosecution Program**

The Spousal Abuser Prosecution Program is a vertical prosecution program that enhances the effort to prosecute and convict individuals for spousal abuser crimes. The program requires highly qualified staff, reduced caseloads, victim counseling and coordination with local victim service organizations.

**Funding Agency**  
State of California  
Department of Justice

**Program (Fed. Grant # /State Bill or Code #)**  
AB801, Chapter 599, Statutes of 1994

**Grant Acceptance Deadline**

Total Amount of Grant Funding: **\$178,186**

County Match: **\$44,547**

Grant Period: **FY 2006 – 2007**

Begin Date: **July 1, 2006** End Date: **June 30, 2007**

Number of Personnel Hired Under this Grant: **3**

Full Time: **3**

Part Time: **0**

**Obligations Imposed on the County When the Grant Expires**

Will all personnel hired for this program be informed this is a grant-funded program? Yes   X   No     

Will all personnel hired for this program be placed on temporary ("N") items? Yes   X   No     

Is the County obligated to continue this program after the grant expires? Yes      No   X  

If the County is not obligated to continue this program after the grant expires, the Department will:

a). Absorb the program cost without reducing other services Yes      No   X  

b). Identify other revenue sources Yes      No   X  

(Describe) \_\_\_\_\_

c). Eliminate or reduce, as appropriate, positions/program costs funded by the grant. Yes   X   No     

**Impact of additional personnel on existing space:**

None.

Department Head Signature S.L. Cu Date 10/17/06

1                                   **BOARD OF SUPERVISORS**  
2                                   **COUNTY OF LOS ANGELES**  
3                                   **RESOLUTION**

4                   Authorization to accept Grant Award from the State of California, Department of  
5                   Justice for the Spousal Abuser Prosecution Program Pursuant to  
6                   California Penal Code Chapter 2.5  
7                   Commencing with Section 273.8 et. Seq.

8                   **WHEREAS**, the County of Los Angeles is charged with providing vital  
9                   services in the area of courts, law enforcement, and adult and juvenile justice to a  
10                  population in excess of ten million persons; and

11                  **WHEREAS**, the County of Los Angeles, Office of the District Attorney, is  
12                  authorized, pursuant to Government Code Section 26500.5, to participate in any project  
13                  or program to improve the administration of justice; and

14                  **WHEREAS**, the Board of Supervisors of the County of Los Angeles,  
15                  accepted twelfth year grant funds on December 13, 2005, from the State of California,  
16                  Department of Justice, (hereinafter referred to as DOJ) to continue efforts by the District  
17                  Attorney's Office to enhance its Family Violence Division through the Spousal Abuser  
18                  Prosecution Program; and

19                  **WHEREAS**, the County of Los Angeles acting through its Board of  
20                  Supervisors, desires to continue the Spousal Abuser Prosecution Program by accepting  
21                  thirteenth-year grant funds from the State DOJ;

22                  **WHEREAS**, the State DOJ has awarded grant funds to the District  
23                  Attorney's Office for its Spousal Abuser Prosecution Program for the period covering  
24                  July 1, 2006 through June 30, 2007 to be used exclusively for this program; and

25                  **WHEREAS**, the Los Angeles County District Attorney's Office has sole  
26                  independent prosecutorial discretion to determine which matters should be filed as  
                    criminal cases and to accord objective and impartial consideration to each individual

1 case, including options relating to pleas and sentencing. The prosecutor(s) assigned to  
2 the Spousal Abuser Prosecution Program will appropriately and independently furnish to  
3 the County of Los Angeles prosecutorial legal services for vertical prosecution in  
4 accordance with the rules of ethics and professional responsibility governing the actions  
5 of prosecuting attorneys;

6 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of  
7 the County of Los Angeles hereby authorizes the District Attorney or his designee to  
8 serve as Project Director on behalf of the County of Los Angeles, to sign and approve  
9 on behalf of the Board of Supervisors the Grant Award Agreement, including any  
10 extensions or submission of amendments, progress reports, and payment requests  
11 thereof;

12 **BE IT FURTHER RESOLVED** that the County of Los Angeles agrees to  
13 appropriate and make available, matching funds of 20% required under the grant  
14 program guidelines;

15 **IT IS AGREED** that liability arising out of the performance of this Grant  
16 Award Agreement, including civil court actions for damages shall be the responsibility of  
17 the grant recipient and the authorizing agency. It is recognized that the State DOJ  
18 disclaims responsibility for any such liability;

19 **BE IT FURTHER RESOLVED** that the Board of Supervisors of the County  
20 of Los Angeles hereby approves acceptance of the grant funds from the State of  
21 California, DOJ for Fiscal Year 2006-07 for the Spousal Abuser Prosecution Program  
22 and authorized the District Attorney to execute the Grant Award Agreement and any  
23 amendments or modifications for receipt of such funds that do not increase the net  
24 County cost of the Agreement.

25 **BE IT FURTHER RESOLVED** that the County of Los Angeles agrees not  
26 to use the aforementioned grant funds to supplant local expenditures previously  
authorized or controlled by this body;

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Board of Supervisors of the County of Los Angeles this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

By \_\_\_\_\_  
Mayor, Board of Supervisors

By \_\_\_\_\_ Deputy

RAYMOND G. FORTNER, JR.

By Justin P. Herman  
Deputy